

United States District Court  
For the Northern District of California

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

GREGORY NICHOLAS STESHENKO,	)	Case No. 5:09-cv-05543-RS
	)	
Plaintiff,	)	<b>ORDER DENYING MOTION TO</b>
	)	<b>STAY AND GRANTING-IN-PART</b>
v.	)	<b>MOTION FOR RECONSIDERATION</b>
	)	
THOMAS MCKAY et al.,	)	<b>(Re: Docket Nos. 895, 896)</b>
	)	
Defendants.	)	

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Following the court’s order compelling Plaintiff Nicholas Steshenko to appear for a deposition as an expert witness,<sup>1</sup> Steshenko filed a motion to stay<sup>2</sup> and a motion for reconsideration.<sup>3</sup> The court DENIES Steshenko’s motion to stay the order pending resolution of the objection Steshenko submitted to Judge Seeborg.<sup>4</sup>

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<sup>1</sup> See Docket No. 893 at 1-2.  
<sup>2</sup> See Docket No. 895 at 1.  
<sup>3</sup> See Docket No. 896 at 1.  
<sup>4</sup> See Docket No. 894 at 1.

1 The court is sympathetic to potential prejudice to Steshenko, but recognizes that Steshenko  
2 too played a role in any delay of discovery.<sup>5</sup> The court therefore GRANTS Steshenko's motion to  
3 reconsider IN-PART. Defendants' deposition of Steshenko may not exceed three hours.

4 **SO ORDERED.**

5 Dated: November 25, 2014

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7 PAUL S. GREWAL  
8 United States Magistrate Judge  
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27 <sup>5</sup> See Docket No. 893 at 1-2.  
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